



Report to the Auburn City Council

Action Item

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Agenda Item No.

City Manager Approval

To: Mayor and City Council Members
From: Jack Warren, Director of Public Works/City Engineer
Bernie Schroeder, Engineering Division Manager
Date: June 8, 2009
Subject: Notice of Completion – East Lincoln Way Sidewalk Project

The Issue

Shall the City Council authorize a Notice of Completion for the East Lincoln Way Sidewalk Project?

Conclusions and Recommendation

Staff recommends that City Council, by **RESOLUTION**, authorize the recording of a Notice of Completion for the East Lincoln Way Sidewalk Project completed by contractor Western Engineering.

Background

On August 11, 2008, the City Council awarded the East Lincoln Way Sidewalk Project to Western Engineering in the amount not to exceed \$483,501. Construction started in September 2008 and was substantially completed by May 2009. On January 26, 2009, the City Council authorized a change order on the project in the amount not to exceed \$100,000. There was one contract change order for a total of \$71,846.63 which covered cost related to retaining wall modifications, drainage modifications, additional excavation work and balanced the actual quantities from the engineer's original estimate of construction quantities.

Alternatives Available to Council; Implications of Alternatives

The construction has been completed in accordance to the City Standard Specifications and Project Contract Documents. Therefore, authorization to file the Notice of Completion is appropriate and staff has no other alternatives to present.

Fiscal Impact

The funding for this projects is primarily from a Safe Routes to School grant from the State of California in the amount of \$419,000. The additional project cost comes from the Transportation Budget. The total project cost is \$511,393.68.

**Attachments: Notice of Completion
Resolution**

RECORDING REQUESTED BY:
City of Auburn

AND WHEN RECORDED MAIL TO:

City of Auburn
Attn. City Clerk
1225 Lincoln Way
Auburn, CA 95603

SPACE ABOVE THIS LINE FOR RECORDER'S USE

NOTICE OF COMPLETION

Notice pursuant to Civil Code Section 3093, must be filed within 10 days after completion. (See Reverse side for complete requirements.)

NOTICE IS HEREBY GIVEN THAT:

1. The undersigned is owner or agent of the owner of the interest stated below in the property hereinafter described.
2. The full name of the **OWNER** is CITY OF AUBURN
3. The full **ADDRESS** of the Owner is 1225 LINCOLN WAY, AUBURN, CA 95603
4. The nature of the interest or estate of the owner is: In Fee.

(If other than Fee, strike "In fee" and insert, for example, "purchaser under contract of purchase," or "Lessee")

5. The full names and full addresses of all persons, if any, who hold title with the undersigned as joint tenants or as tenants in common are:

N/A

6. The full names and full addresses of the predecessors in interest of the undersigned, if the property was transferred subsequent to the commencement of the work or improvements herein referred to:

N/A

7. A work of improvement on the property hereinafter described was completed on June 8th, 2009. The work done was:
East Lincoln Way Sidewalk and Bike Lane Project

8. The names of the contractor, if any, for such work of improvement was

Western Engineering Contracting, Inc.

8/11/08

(If no contractor for work of improvement as a whole, insert "None")

(Date of Contract)

9. The property on which said work of improvement was completed is in the City of Auburn, County of Placer, State of Calif., and is described as follows: Place sidewalks on Lincoln Way in Auburn, California

10. The street address of said property is City of Auburn, Auburn, California

Dated: June 8, 2009

(Signature of Owner or corporate officer of Owner named in paragraph 2, or his agent)

VERIFICATION

I, the undersigned, say: I am the Director of Public Works the declarant of the foregoing Notice of Completion;

I have read said Notice of Completion and know the contents thereof; the same is true to my own knowledge. I declare under penalty of perjury that the foregoing is true and correct.

Executed on _____, _____ at _____, _____

(Personal signature of the individual who is swearing that the contents of the Notice of Completion are true)

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RESOLUTION NO. 09-
RESOLUTION TO RECORD THE NOTICE OF COMPLETION FOR THE EAST
LINCOLN WAY SIDEWALK AND BIKE LANE PROJECT

THE CITY COUNCIL OF THE CITY OF AUBURN DOES HEREBY RESOLVE:

That the City Council of the City of Auburn does hereby accept the completion for the East Lincoln Way Sidewalk and Bike lane Project completed by Western Engineering and authorize the Public Works Director to formally file and record the Notice of Completion.

DATED: June 8, 2009

J.M. Holmes, Mayor

ATTEST:

Joseph G. R. Labrie, City Clerk

I, Joseph G. R. Labrie, City Clerk of the City of Auburn, hereby certify that the foregoing resolution was duly passed at a regular meeting of the City Council of the City of Auburn held on the 8th day of June 2009 by the following vote on roll call:

Ayes:
Noes:
Absent:

Joseph G. R. Labrie, City Clerk

